

BILL NO. G-67-02-13

GENERAL ORDINANCE NO. G- 8867

AN ORDINANCE amending General Ordinance No. G-97 by authorizing the vacation of public alley lying south of Wood Avenue and East of Wells Street.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE,
INDIANA:

SECTION 1. The following Resolution of the City Plan Commission, to wit:

"WHEREAS, ANNA EVELYN STAMETS WARGO, ALEX WARGO and KATHLYNE STAMETS, of the City of Fort Wayne, have petitioned and requested the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley in the City of Fort Wayne, Indiana, to wit:

The public alley lying next South of and parallel to Wood Avenue and East of Wells Street, being approximately 177 feet long and 10 feet wide, and bounded as follows:

On the West by the East line of Wells Street; on the North by the South lot line of Lots 5, 7, 8, 9, and 10 in Woods' Place Addition to the City of Fort Wayne, Indiana; on the East by the West line of an alley running perpendicular to Wood Avenue; and on the South by the North Lot Line of Lots 1 and 4 in Woods' Place Addition to the City of Fort Wayne.

all in accordance with the terms of Section 44, Chapter 174 of the Acts of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Indiana Statutes Annotated, 1964 Replacement, Section 53-744); and

WHEREAS, notice of such public hearing has been given by due and proper publication thereof; and

WHEREAS, said public hearing was held on the 16th day of January, 1967, at 7:30 o'clock P.M. and at

such hearing there were no objections of any kind or character which should prevent the vacation of said public alley;

NOW, THEREFORE, BE IT RESOLVED, by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana; and

BE IT FURTHER RESOLVED, by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved; and

BE IT FURTHER RESOLVED, that the action of the Fort Wayne City Plan Commission be forwarded to the Common Council of the City of Fort Wayne for its action thereon."

duly adopted on January 16, 1967 following a public hearing thereon after first giving notice thereof, all pursuant to Section 44 of Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3, Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Section 53-744, Burns Indiana Statutes Annotated, 1964 Replacement) is hereby approved and the recommendations made by said Commission are now accepted.

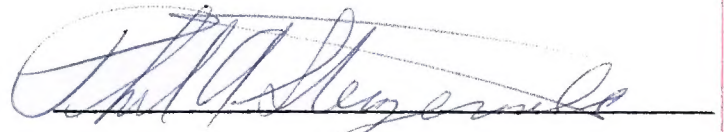
SECTION 2. Vacation of the alley described in said resolution in any manner provided by law is hereby authorized and approved.

SECTION 3. Upon such vacation the Thoroughfare Plan as set forth in General Ordinance No. G-97 adopted by the Common Council on November 26, 1963, is hereby amended accordingly.

SECTION 4. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.

APPROVED AS TO FORM
AND LEGALITY.


CITY ATTORNEY



RESOLUTION OF FORT WAYNE CITY PLAN COMMISSION

WHEREAS, Anna Evelyn Stamets Wargo, Alex Wargo and Kathlyne Stamets, of the City of Fort Wayne, petition and request the Fort Wayne City Plan Commission to hold a public hearing upon the vacation of the following public alley in the City of Fort Wayne, Allen County, Indiana, to-wit:

The public alley lying next South of and parallel to Wood Avenue and East of Wells Street, being approximately 177 feet long and 10 feet wide, and bounded as follows:

On the ~~West~~ by the East line of Wells Street; on the North by the South lot line of Lots 5, 7, 8, 9, and 10 in Woods' Place Addition to the City of Fort Wayne, Indiana; on the ~~East~~ by the ~~West~~ line of an alley running perpendicular to Wood Avenue; and on the South by the North Lot Line of Lots 1 and 4 in Woods Place Addition to the City of Fort Wayne.

in accordance with the provisions of Section 44 of Chapter 174 of the Acts of 1947 of the General Assembly of the State of Indiana, as amended by Section 3 of Chapter 385 of the Acts of 1963 of the General Assembly of the State of Indiana (Burns Indiana Statutes Annotated, 1964 Replacement, Section 53-744) and

WHEREAS, notice of such public hearing has been given by due and proper publication thereof, and

WHEREAS, said public hearing was held by the Fort Wayne City Plan Commission on the 16th day of January, 1967, at 7:30 o'clock P. M., and at such hearing there were no objections of any kind or character to the vacation of said public alley.

NOW THEREFORE, BE IT RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described conforms to the general policy and pattern of development set out in the master plan of the City of Fort Wayne, Indiana, and

BE IT FURTHER RESOLVED by the Fort Wayne City Plan Commission that the vacation of said public alley hereinbefore described be and the same is hereby approved, and

BE IT FURTHER RESOLVED that this action of the Fort Wayne City Plan Commission be forwarded to the Common Council of the City of Fort Wayne for its action thereon.

STATE OF INDIANA)
) SS.
COUNTY OF ALLEN)

I, Arthur C. Richard, President of the Fort Wayne City Plan Commission do hereby certify that attached hereto is a full, true and correct copy of a Resolution adopted by the Fort Wayne City Plan Commission following a public hearing of said Commission held on the 14th day of January, 1967, and as the same appears of record in the official records of said Plan Commission.

Dated this 23rd day of January, 1967.

Arthur C. Richard
President of Fort Wayne City Plan Commission

Bill No. G-67-02-13

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance
amending General Ordinance No. G-97 by authorizing the vacation of public
alley lying south of Wood Avenue and East of Wells Street

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

PHIL A. STEIGERWALD, Chairman

HERBERT G. TIPTON, Vice-Chairman

VERLIN H. BUCHANAN

JOHN H. ROBINSON

JACK K. DUNIFON.

Phil Steigerwald
Herbert G. Tipton
Verlin H. Buchanan

Jack K. Dunifon

CONCURRED IN
DATE 2-28-67 WALTER C. MEYERS, CITY CLERK

Read the first time in full and on motion by Steigerwald seconded by Kenga and duly adopted, read the second time by title and referred to the (Committee on) Regulations (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____, 1967, at _____ o'clock P.M., E.S.T.

Date: 2/14/67 Wallace E. Meyers
CITY CLERK

Read the third time in full and on motion by Steigerwald seconded by Reichardt and duly adopted, placed on its passage.

Passed (~~lost~~) by the following vote:

AYES 8, NAYS 0, ABSTAINED _____, ABSENT 1 to-wit:

Buchanan
Dunifon
Fay
Hinga
Nuckols
Robinson
Rousseau
Steigerwald
Tipton

Date 2-28-67 Wallace E. Meyers
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~)(General)(Annexation)(Special)(Appropriation) Ordinance (Resolution) No. 9-88-67

on the 28th day of February, 1967.

ATTEST: (SEAL)

Wallace E. Meyers
CITY CLERK

Earl J. Kausear
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 1st day of March, 1967 at the hour of 10:00 o'clock A.M., E.S.T.

Wallace E. Meyers
CITY CLERK

Approved and signed by me this 2nd day of March, 1967, at the hour of 8:50 o'clock A.M., E.S.T.

Harold L. Zeis
MAYOR